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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Basanth Jagannathan, et al. **Examiner:** Brook Kebede
Serial No.: 09/683,983 **Art Unit:** 2823
Filed: 03/08/2002
Title: Optimized Blocking
Impurity Placement For SiGe HBTs

Response to Restriction Requirement

In response to the Restriction Requirement dated April 25, 2003, Applicants hereby provisionally elect Group I, claims 1, 2, 5-12 and 17-20, drawn to a semiconductor device, classified in class 257, subclass 197+. This election is made with traverse, and Applicants hereby reserve the right to file a divisional application in connection with unelected claims 3 and 13-16, drawn to a method of fabricating a semiconductor device, classified in class 438, subclass 312.

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I certify that this correspondence of 3 pages is being transmitted by facsimile to the United States Patent and Trademark Office to: Examiner Brook Kebede, Art Unit 2823 at facsimile number 703 872-9318 on May 5, 2003 by Arnette Dodge.



(Signature of person transmitting paper)

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With regard to the Restriction Requirement, however, Applicants respectfully submit that the subject matter of all claims 1-20 is sufficiently related that a thorough search for the subject matter of either group of claims would encompass a search for the subject matter of the remaining claims. Thus, Applicants respectfully submit that the search and the examination of the entire application could be made without serious burden. See MPEP §803, in which it is stated that "if the search and examination of the entire application can be made without serious burden, the Examiner must examine it on the merits" (emphasis added). Applicants respectfully submit that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Should the Examiner require or request anything further from Applicants prior to examination, the Examiner is requested to contact Applicants' undersigned representative at the telephone number below. Otherwise, Applicants request early and favorable examination on the merits.

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The Director is hereby authorized to charge any fees, or credit any overpayment associated with this communication, including any extension fees, to Deposit Account No. 09-0456.

Respectfully submitted,

For: Basanth Jagannathan, et al.

By:



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Dated: May 5, 2003

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